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BANK OF AMERICA
CORPORATION
and BANK OF AMERICA, N.A.

12 **UNITED STATES DISTRICT COURT**
13 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

14 NANTWORKS, LLC, a Delaware limited
15 liability company, and NANT
16 HOLDINGS IP, LLC, a Delaware limited
17 liability company,

17 Plaintiffs,

18 vs.

19 BANK OF AMERICA CORPORATION,
20 a Delaware corporation, and BANK OF
21 AMERICA, N.A., a national banking
22 association,

21 Defendants.

Case No. 2:20-cv-07872-GW-PVC

**DEFENDANTS' NOTICE OF
MOTION AND MOTION TO
STRIKE CERTAIN OPINIONS IN
DR. SCHONFELD'S OPENING
EXPERT REPORT REGARDING
INFRINGEMENT**

Date: May 2, 2024
Time: 8:30 am
Courtroom: 9D

Judge: Honorable George H. Wu

24 **PUBLIC/REDACTED VERSION OF DOCUMENT PROPOSED TO BE FILED**
25 **UNDER SEAL IN ITS ENTIRETY**

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that on May 2, 2024 at 8:30 a.m., or as soon thereafter as the matter may be heard in Courtroom 9D, in the above-entitled Court, located at 350 West 1st Street, Los Angeles, CA, 90012, the Honorable George H. Wu presiding, Defendants Bank of America Corporation and Bank of America, N.A. (together “Defendants” or “Bank of America”) hereby move this Court to strike portions of the Expert Report of Dr. Dan Schonfeld Regarding the Infringement of the Asserted Claims of U.S. Patent Nos. 9,031,278, 7,881,529, 7,899,252, 9,324,004, and 8,478,036 (the “Schonfeld Report,” and the motion, “Schonfeld Motion to Strike”), pursuant to Rule 16 of the Federal Rules of Civil Procedure.

This Schonfeld Motion to Strike is based on the Notice of Motion, the Memorandum of Points and Authorities and supporting declarations, all pleadings, papers, and records filed in this action, and any further evidence that the Court may wish to consider at the hearing on this Schonfeld Motion to Strike.

This Schonfeld Motion to Strike is made following the conference of counsel pursuant to L.R. 7-3 which took place on March 5, 2024.

Dated: March 26, 2024

Respectfully submitted,

WINSTON & STRAWN LLP

By: /s/ Dustin J. Edwards

George C. Lombardi
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